

**UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS**

IN RE: PHARMACEUTICAL INDUSTRY	)	
AVERAGE WHOLESALE PRICE	)	MDL NO. 1456
LITIGATION	)	
	)	CIVIL ACTION: 01-CV-12257-PBS
	)	
THIS DOCUMENT RELATES TO:	)	Judge Patti B. Saris
ALL CLASS ACTIONS	)	
	)	

**PLAINTIFFS' NOTICE OF WITHDRAWAL OF  
PLAINTIFFS' MOTION TO COMPEL DEFENDANT GLAXOSMITHKLINE, INC.  
TO PRODUCE DOCUMENTS IN USABLE ELECTRONIC FORMAT**

Please take notice that Plaintiffs' Motion to Compel Defendant GlaxoSmithKline, Inc. ("GSK") to Produce Documents in Usable Electronic Format is withdrawn. GSK has agreed to produce documents in usable electronic format pursuant to a cost allocation arrangement. To the extent remaining issues cannot be resolved, plaintiffs reserve the right to renew or recast their motion.

Respectfully submitted,

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**CERTIFICATE OF SERVICE**

Docket No. MDL 1456

I, David S. Nalven, hereby certify that I am one of plaintiffs' attorneys and that, on January 6, 2005, I caused copies of Plaintiffs' Notice of Withdrawal of Plaintiffs' Motion for Leave to Compel Defendant GlaxoSmithKline to Produce Documents in Usable Electronic Format to be served via VeriLaw on all counsel of record.

/s/ David S. Nalven

Dated: January 6, 2005